threading for screwing the anchoring elements into the vertebrae, a distal portion of the anchoring elements comprising a lumen extending longitudinally within the anchoring elements from a distal end of the anchoring elements, the anchoring elements being introducable into an end plate of one of the adjacent vertebrae to secure the anchor plate to the vertebrae; and

an intradiscal component positioned between and in contact with the first and second anchor plates.

C1

53. (Amended) A kit for forming an implantable device for insertion into an intradiscal section between adjacent vertebrae, the kit comprising:

first and second anchor plates sized to be positioned within an intradiscal section between adjacent vertebra, the first and second anchor plates not being coupled to each other, each anchor plate comprising a plate member and a plurality of anchoring elements having outer walls that extend substantially perpendicular from the plate member which do not include threading for screwing the anchoring elements into the vertebrae, a distal portion of the anchoring elements comprising a lumen extending longitudinally within the anchoring elements from a distal end of the anchoring elements, the anchoring elements being introducable into an end plate of one of the adjacent vertebrae to secure the anchor plate to the vertebrae.

C2

55. (Amended) A kit according to claim 53, wherein the lumen of at least one of the anchoring elements is at least 0.5 mm in diameter.

C3

Please add the following new claim.

66. (New) A kit according to claim 53, wherein the kit further comprises a mechanism that is removeably couplable to the first and second anchor plates and keeps the first and second anchor plates in a fixed, spaced apart relationship when attached to the first and second anchor plates.

C4